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TO:	Christian Fronda	FROM:	SHELLY GUEST CERMAK
FAX:	703.872.9306	REF. NO:	US-1460
VOICE:	703.305.1252	PAGES	11 (incl. this sheet)
App. No.:	10/023,711	DATE:	July 13, 2004

The undersigned hereby certifies that the following document(s) is (are) being transmitted by telefacsimile to the United States Patent and Trademark Office at the above "FAX" number, on the above DATE:

- 1) Amendment Transmittal Letter- 2 pages
- 2) Amendment and Response Under 37 C.F.R. § 1.116 -8 pages

  
Shelly Guest Cermak  
Registration Number 39,571

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July 13, 2004

**Mail Stop Non-Fee Amendment**  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA. 22313-1450

In re application of: Imaizumi et al.  
 Application. No.: 10/023,711  
 Filing Date: December 21, 2001  
 Atty. Docket No. US-1460  
 Title: METHOD OF PRODUCING SUBSTANCE BY  
 FERMENTATION

Sir:

Transmitted herewith is an amendment in the above-identified application. Please find enclosed:

- ☒ Amendment and Request for Reconsideration: 8 pages.  
☐ Petition for Extension of time from the Office Action, mailed , months to :  
 pages  
☐ Information Disclosure Statement: pages.  
☐ PTO-1449: pages.  
☐ cited references.  
☐ PTO-2038 Credit Card Payment Form (fee calculated as shown below): pages.  
☐ A fee is required, as calculated below:

	(Col. 1)		(Col. 2)	(Col. 3)
	<i>Claims Remaining After Amendment</i>		<i>Highest No. Previously Paid For</i>	<i>Extra</i>
<b>Total</b>	2	minus	20	0
<b>Indep.</b>	1	minus	3	0
<input type="checkbox"/> First Presentation of Multiple Dependent Claims				

SMALL ENTITY		or	LARGE ENTITY	
<i>Rate</i>	<i>Fee</i>		<i>Rate</i>	<i>Fee</i>
x \$9 =	\$	or	x \$18 =	\$0
x \$43 =	\$	or	x \$86 =	\$0
+	\$	or	+\$290	\$
\$145 =		or	=	\$0
<b>Total</b>	\$	or	<b>Total</b>	\$0

\* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.

\*\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space. The "Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

U.S. Patent and Trademark Office


Page 2 of 2

13 July 2004

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- ☒ Deposit Account No. 50-3077
- ☐ the credit account identified in PTO-2038.
- ☒ Any filing fees under 37 C.F.R. § 1.16 for the presentation of extra claims.
- ☒ Any patent application processing fees under 37 C.F.R. § 1.17.

Respectfully submitted,

  
Shelly Guest Cermak  
Reg. No. 39,571

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Date: July 13, 2004

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

OFFICIAL

In re application of: Imaizumi et al.

Application No.: 10/023,711

Filing Date: December 21, 2001

For: METHOD OF PRODUCING  
SUBSTANCE BY  
FERMENTATION

Art Unit: 1652

Examiner: Fronda

Attorney Ref. No.: US-1460

VIA FACSIMILE TO: 703 872 9306

**AMENDMENT AND REQUEST FOR RECONSIDERATION**  
**UNDER 37 C.F.R. § 1.116**Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Office Action dated April 20, 2004, which set a 3-month shortened statutory period for response thereto, please amend the above-captioned patent application as follows.

Amendments to the claims begin on page 2.